

SUBSTITUTE FORM PTO-1390

U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE
(REV 01-99)TRANSMITTAL LETTER TO THE UNITED STATES
DESIGNATED/ELECTED OFFICE (DO/EO/US)
CONCERNING A FILING UNDER 35 U.S.C. 371U.S. APPLICATION NO. (If known, see
37 CFR 1.5) **60/551806**
UNKNOWN

INTERNATIONAL APPLICATION NO. PCT/AU2004/000441	INTERNATIONAL FILING DATE 02 April 2004	PRIORITY DATE CLAIMED 04 April 2003
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TITLE OF INVENTION :
BROADCAST CONTROLAPPLICANT(S) FOR DO/EO/US :
STONEHAM, Mark et al.

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. This is a **FIRST** submission of items concerning a filing under 35 U.S.C. 371.
2. This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 U.S.C. 371.
3. This is an express request to begin national examination procedures (35 U.S.C. 371 (f)) at any time rather than delay examination until the expiration of the applicable time limit set in 35 U.S.C. 371(b) and PCT Articles 22 and 39(1).
4. The US has been elected by the expiration of 19 months from the priority date (Article 31).
5. A copy of the International Application as filed (35 U.S.C. 371(c)(2))
 - a. is transmitted herewith (required only if not transmitted by the International Bureau).
 - b. has been transmitted by the International Bureau.
 - c. is not required, as the application was filed in the United States Receiving Office (RO/US).
6. A translation of the International Application in to English (35 U.S.C. 371(c)(2)).
7. Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3)).
 - a. are transmitted herewith (required only if not transmitted by the International Bureau).
 - b. have been transmitted by the International Bureau.
 - c. have not been made; however, the time limit for making such amendments has NOT expired.
 - d. have not been made and will not be made.
8. A translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
9. A SIGNED oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).
10. A translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).

Items 11. to 16. below concern document(s) or information included:

11. An Information Disclosure Statement under 37 CFR 1.97 and 1.98, with Form 1449, and copies of three (3) cited documents and a copy of the PCT International Search Report.
12. An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
13. A FIRST preliminary amendment (13 pages).
14. A substitute specification (pgs), with sheets of original drawings, and a marked-up version of the substitute specification (pgs).
15. A change of power of attorney and/or address letter.
16. Published Application WO 2004/088978 A1
International Search Report (3 pgs.).
Written Opinion (3 pgs.).
PCT Request (6 pgs.).
PCT Fee Calculation Sheet (1 pg.).
PCT Notification Concerning Transmittal of Copy of International Application As Published or Republished (3 pgs.)
Unsigned Declaration and Power of Attorney (5 pgs.)

U.S. APPLICATION NUMBER (If known, see 37 CFR 1.5) Unknown 10/551808	INTERNATIONAL APPLICATION NO. PCT/AU2004/000441	ATTORNEY'S DOCKET NUMBER 2252.001US1
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17. The following fees are submitted:**BASIC NATIONAL FEE (37 CFR 1.492 (a) (1) - (5)):**

Neither international preliminary examination fee (37 CFR 1.482) nor international search fee (37 CFR 1.445(a)(2)) paid to USPTO and International Search Report not prepared by the EPO or JPO **\$1,080.00**

International preliminary examination fee (37 CFR 1.482) not paid to USPTO but International Search Report prepared by the EPO or JPO **\$920.00**

International preliminary examination fee (37 CFR 1.482) not paid to USPTO but international search fee (37 CFR 1.445(a)(2)) paid to USPTO **\$770.00**

International preliminary examination fee paid to USPTO (37 CFR 1.482) but all claims did not satisfy provisions of PCT Article 33(1)-(4) **\$730.00**

International preliminary examination fee paid to USPTO (37 CFR 1.482) and all claims satisfied provisions of PCT Article 33(1)-(4)

\$100.00**CALCULATIONS PTO USE ONLY****ENTER APPROPRIATE BASIC FEE AMOUNT****\$ 1,080.00**

Surcharge of **\$130.00** for furnishing the oath or declaration later than **20 30** months from the earliest claimed priority date (37 CFR 1.492(e)).

\$

CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE	
Total claims	67 - 20 =	47	X \$50.00	\$ 2,350.00
Independent claims	4 - 3 =	1	X \$200.00	\$ 200.00
MULTIPLE DEPENDENT CLAIM(S) (if applicable)			+ \$360.00	\$

TOTAL OF ABOVE CALCULATIONS**\$ 3,630.00**

Reduction of $\frac{1}{2}$ for filing by small entity, if applicable.

\$ N/A**SUBTOTAL****\$ 1,815.00**

Processing fee of **\$130.00** for furnishing the English translation later than **20 30** months from the earliest claimed priority date (37 CFR 1.492(f)).

\$**TOTAL NATIONAL FEE****\$ 1,815.00**

Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). **\$40.00** per property.

\$.00**TOTAL FEES ENCLOSED****\$ 1,815.00****Amount to be:****refunded \$****charged \$ 1,815.00**

- a. Check in the amount of \$40.00 to cover the above fee for the Assignment Recordation is enclosed.
- b. Authorization to charge to Deposit Account No. 19-0743 in the amount of \$1,815.00 to cover the above fee for the filing fee.
- c. The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 19-0743.

NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.

SEND ALL CORRESPONDENCE TO:

SIGNATURE 

SCHWEGMAN, LUNDBERG, WOESSNER & KLUTH, P.A.
P.O.Box 2938
Minneapolis, MN 55402

NAME: Timothy B. Clise

REGISTRATION NUMBER: 40,957

The PTO did not receive the following listed item(s) <u>No Assignment</u>	
<u>and Document</u>	
<u>and No check</u>	

10/551806

JC20 Rec'd PCT/PTO 30 SEP 2005

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of: Mark Stoneham et al.

Title: BROADCAST CONTROL

Attorney Docket No.: 2252.001US1

Customer No.: 21186

PATENT APPLICATION TRANSMITTAL

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

We are transmitting herewith the following attached items and information (as indicated with an "X"):

- A Transmittal Letter to the DO/EO/US (and duplicate copy thereof) concerning a PCT – U.S. National Stage filing under 35 U.S.C. § 371.
- Copy of International Application PCT/AU/2004/000441 as published (WO2004/088978 A1 (32 pgs. Including 67 claims)
- Formal Drawing(s) (7 sheets).
- Unsigned Combined Declaration and Power of Attorney (5 pgs).
- Incorporation by Reference: *The entire disclosure of the prior application, Australia Application No. 2003901532, filed April 4, 2003 and PCT/AU2004/000441, filed April 2, 2004 and published as WO 2004/088978 A1 on October 14, 2004, are considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.*
- Authorization to charge to Deposit Account No. 19-0743 in the amount of \$1775.00 to pay the filing fee.
- Information Disclosure Statement (2 pgs), Form 1449 (1 pgs) and copies of 4 cited documents.
- Published Application WO 2004/088978 A1 (32 pgs.).
- International Search Report (3 pgs.)
- Written Opinion (3 pgs.).
- PCT Request (6 pgs.).
- PCT Fee Calculation Sheet (1 pg.).
- PCT Notification Concerning Transmittal of Copy of International Application As Published or Republished (3 pgs.).
- Preliminary Amendment (13 pgs.).
- Return postcard.

Please charge any additional required fees or credit overpayment to Deposit Account No. 19-0743.

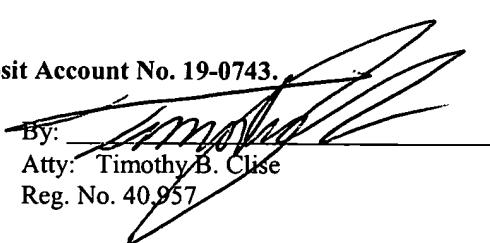
SCHWEGMAN, LUNDBERG, WOESSNER & KLUTH, P.A.

Customer Number: 21186

"Express Mail" mailing label number: EV 539 665 362 US

Date of Deposit: September 30, 2005

This paper or fee is being deposited on the date indicated above with the United States Postal Service pursuant to 37 CFR 1.10, and is addressed to The Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

By: 
Atty: Timothy B. Clise
Reg. No. 40,957